

**Notice of Proposed Administrative Penalty Assessment  
and Opportunity to Comment**

**AGENCY:** United States Environmental Protection Agency (EPA), Region 2,  
City View Plaza II, Suite 7000, 48 RD. 165 Km 1.2, Guaynabo  
Puerto Rico 00968-8069

**ACTION:** Notice of Proposed Administrative Penalty Assessment and  
Opportunity to Comment

**SUMMARY:** EPA is providing notice of proposed administrative penalty assessments for alleged violations of the Clean Water Act (Act). EPA is also providing notice of opportunity to comment on the proposed penalty assessment.

Under 33 U.S.C. §1319(g), EPA is authorized to issue an order assessing a civil penalty for violations of the Act. EPA may issue such order after the commencement of a Class II penalty proceeding. EPA provides public notice of the proposed assessment pursuant to 33 U.S.C. §1319(g)(4)(a).

Administrative civil penalty proceedings are conducted under EPA's "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders and the Revocation Termination or Suspension of Permits" (CROP), 40 C.F.R. Part 22. The procedures through which the public may submit written comment on a proposed administrative penalty action or participate in an administrative penalty proceeding, and the procedures by which a Respondent may request a Hearing, are set forth in the CROP. The deadline for submitting public comment on this administrative civil penalty proceeding is thirty (30) days after issuance of this Public Notice.

On date identified below, EPA commenced the following administrative action for the assessment of administrative civil penalty:

**In the matter of CSM Corozal Development, Inc. (Respondent),  
P. O. Box 2399, Toa Baja, Puerto Rico 00951; Docket Number  
CWA-02-2008-3455; Proposed Penalty: \$15,000.00, for violation  
of the NPDES General Permit for Construction Sites; Location  
of Violation: Los Próceres Residential Project at Cibuco Ward,  
Corozal, Puerto Rico.**

**FOR FURTHER INFORMATION:** Persons wishing to receive a copy of the CROP, review the proposed Consent Agreement and Final Order or other documents filed in this proceeding, comment upon the proposed assessment, or otherwise participate in any of the proceedings, should contact:

Karen Maples  
Regional Hearing Clerk  
U. S. Environmental Protection Agency, Region 2  
290 Broadway, 16th Floor  
New York, New York 10007-1866  
Telephone Number: (212) 637-3247

Unless otherwise noted, the administrative record for this proceeding is located in the EPA Region 2 Caribbean Environmental Protection Division office identified above, and the files will be open for public inspection during normal business hours. All information submitted by the Respondent is available as part of the administrative record, subject to provisions of law restricting public disclosure of confidential information.

In order to provide opportunity for public comments, EPA will issue no final order assessing penalties in this proceeding prior to 30 days from the date specified below.

Dated: July 2, 2012  
José C. Font, Acting Director  
Caribbean Environmental Protection Division